

CERTIFICATION OF ENROLLMENT  
**ENGROSSED SUBSTITUTE HOUSE BILL 2488**

Chapter 194, Laws of 2004

58th Legislature  
2004 Regular Session

ELECTRONIC PRODUCT MANAGEMENT

EFFECTIVE DATE: 6/10/04

Passed by the House March 10, 2004  
Yeas 97 Nays 0

FRANK CHOPP

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**Speaker of the House of Representatives**

Passed by the Senate March 3, 2004  
Yeas 48 Nays 0

BRAD OWEN

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**President of the Senate**

Approved March 29, 2004.

GARY F. LOCKE

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**Governor of the State of Washington**

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 2488** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

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**Chief Clerk**

FILED

March 29, 2004 - 2:53 p.m.

**Secretary of State  
State of Washington**

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**ENGROSSED SUBSTITUTE HOUSE BILL 2488**

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AS AMENDED BY THE SENATE

Passed Legislature - 2004 Regular Session

**State of Washington                      58th Legislature                      2004 Regular Session**

**By** House Committee on Fisheries, Ecology & Parks (originally sponsored by Representatives Cooper, Campbell, Hunt, Romero, O'Brien, Chase, Sullivan, Ruderman, Dunshee, Wood and Dickerson)

READ FIRST TIME 02/09/04.

1            AN ACT Relating to electronic product management; creating a new  
2 section; and providing an expiration date.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            NEW SECTION.    **Sec. 1.** (1) The department of ecology, in  
5 consultation with the solid waste advisory committee created under RCW  
6 70.95.040, shall conduct research and develop recommendations for  
7 implementing and financing an electronic product collection, recycling,  
8 and reuse program. The department and the solid waste advisory  
9 committee shall consult with stakeholders including persons who  
10 represent covered electronic product manufacturers, covered electronic  
11 product retailers, waste haulers, electronics recyclers, charities,  
12 cities, counties, environmental organizations, public interest  
13 organizations, and other interested parties that have a role or  
14 interest in the collection, reuse, and recycling of covered electronic  
15 products.

16            (2) The department shall identify and evaluate existing projects  
17 and encourage new pilot projects for covered electronic product  
18 collection, recycling, and reuse that allow for new information to be

1 obtained. In evaluating new and existing projects, factors to be  
2 considered include:

- 3 (a) Urban versus rural recycling challenges and issues;
- 4 (b) The involvement of covered electronic product manufacturers;
- 5 (c) Different methods of financing the collection, reuse, and  
6 recycling programs for covered electronic products;
- 7 (d) The impact of the approach on local governments, nonprofit  
8 organizations, waste haulers, and other stakeholders;
- 9 (e) How to address historic and orphan waste; and
- 10 (f) The effect of landfill bans on collection and recovery of  
11 covered electronic products.

12 (3) The department shall also:

- 13 (a) Examine existing programs and infrastructure for reuse and  
14 recycling of electronic waste;
- 15 (b) Compile information on electronic product manufacturers'  
16 covered electronic product collection, recycling, and reuse programs;
- 17 (c) Review existing data on the costs to collect, transport, and  
18 recycle electronic waste;
- 19 (d) Develop possible performance measures to assess the  
20 effectiveness of collection, reuse, and recycling of covered electronic  
21 products;
- 22 (e) Develop a description of what could be accomplished voluntarily  
23 and what would require regulation or legislation if needed to implement  
24 the recommended statewide collection, recycling, and reuse program for  
25 covered electronic products;
- 26 (f) Research the potential impacts of recycling or reusing  
27 electronic waste on jobs, recycling infrastructure, and economic  
28 development;
- 29 (g) Evaluate the suitability of lined and unlined facilities for  
30 the disposal of covered electronic products;
- 31 (h) Explore state financial incentives for developing business  
32 opportunities and jobs in the area of covered electronic product  
33 recycling and reuse infrastructure;
- 34 (i) Develop and assess ways to establish and finance a statewide  
35 collection, reuse, and recycling program for covered electronic  
36 products;

37 (j) Work with the federal environmental protection agency, other  
38 federal agencies, and interested stakeholders to:

1 (i) Determine the amount of electronic waste exported from  
2 Washington that is subject to reporting under 40 C.F.R. part 262;

3 (ii) Determine the amount of electronic waste exported from  
4 Washington that is not subject to reporting under 40 C.F.R. part 262,  
5 including electronic waste from households, small quantity generators,  
6 regulated generators, and other sources; and

7 (iii) Identify methods to determine if exports of electronic waste  
8 from Washington are in compliance with national laws in destination  
9 countries;

10 (k) Examine the need for and develop recommendations to address  
11 electronic waste collection, reuse, and recycling services, and  
12 financing options for charities, school districts, government agencies,  
13 and small businesses; and

14 (l) Give special consideration to costs incurred by charitable  
15 organizations receiving unwanted electronic products and possible pilot  
16 projects and other waste collection systems that could be developed to  
17 address these products and costs related to disposal.

18 (4) The department shall report its findings and recommendations  
19 for implementing and financing an electronic product collection,  
20 recycling, and reuse program to the appropriate committees of the  
21 legislature by December 15, 2004, and December 15, 2005.

22 (5) For purposes of this section "covered electronic product" means  
23 computer monitors, personal computers, and televisions sold to  
24 consumers for personal use, but does not include: (a) An automobile or  
25 any cathode ray tube, cathode ray tube device, flat panel screen,  
26 personal computer, or other similar video display device that is  
27 contained within, and is not separate from, the automobile; or (b)  
28 monitoring and control instruments and systems, medical devices and  
29 products, including materials intended for use as ingredients in such  
30 products, as such terms are defined in the federal food, drug, and  
31 cosmetic act (21 U.S.C. Sec. 301 et seq.) or the virus-serum-toxin act  
32 of 1913 (21 U.S.C. Sec. 151 et seq.), and regulations issued under  
33 those acts, and other equipment used in the delivery of patient care in  
34 a health care setting.

35 (6) This section expires December 31, 2005.

Passed by the House March 10, 2004.

Passed by the Senate March 3, 2004.

Approved by the Governor March 29, 2004.

Filed in Office of Secretary of State March 29, 2004.